

Randall Allen (State Bar No. 264067)

ALSTON + BIRD LLP

275 Middlefield Road, Suite 150

Menlo Park, California 94025

Telephone: 650-838-2000

Facsimile: 650-838-2001

Email: randall.allen@alston.com

Peter Kontio (peter.kontio@alston.com)

Valarie C. Williams (valarie.williams@alston.com)

B. Parker Miller (parker.miller@alston.com)

ALSTON + BIRD LLP

1201 West Peachtree Street

Atlanta, Georgia 30309

Telephone: 404-881-7000

Facsimile: 404-881-7777

Richard W. Stimson (rick.stimson@alston.com)

ALSTON + BIRD LLP

Chase Tower, Suite 3601

2200 Ross Avenue

Dallas, Texas 75201

Telephone: 214-922-3400

Facsimile: 214-922-3899

Attorneys for Plaintiffs Nokia Corporation and Nokia Inc.

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

IN RE TFT-LCD (FLAT PANEL)
ANTITRUST LITIGATION

*Nokia Corporation and Nokia Inc. v. AU
Optronics Corporation, et al.*, 09-cv-5609

*Eastman Kodak Company v. Epson Imaging
Devices Corp., et al.*, 10-cv-5452

*Best Buy Co., Inc. et al. v. AU Optronics
Corporation, et al.*, 10-cv-4572

*Target Corp., et al. v. AU Optronics
Corporation, et al.*, 10-cv-4945

*Electrograph Systems, Inc., et al. v. Epson
Imaging Devices Corp., et al.*, 10-cv-0117

MDL FILE NO: 3:07-md-1827-SI

**STIPULATION AND ~~PROPOSED~~
ORDER PERMITTING 30(b)(6)
DEPOSITION OF TOSHIBA
MOBILE DISPLAY CO., LTD.
BEYOND DISCOVERY CUTOFF
DATE**

1 Plaintiffs Nokia Corporation, Nokia Inc., Eastman Kodak Company, Best Buy Co., Inc.,
2 Target Corp., Sears, Roebuck & Co., Kmart Corp., Old Comp Inc., Good Guys, Inc., RadioShack
3 Corp., Newegg, Inc. and Electrograph Systems, Inc. (collectively, "Plaintiffs") and defendant
4 Toshiba Mobile Display Co., Ltd. ("TMD") hereby stipulate and agree as follows:

5 WHEREAS, Eastman Kodak Company, Best Buy Co., Inc., Target Corp., Sears,
6 Roebuck & Co., Kmart Corp., Old Comp Inc., Good Guys, Inc., RadioShack Corp., Newegg,
7 Inc. and Electrograph Systems, Inc., issued a Notice of Deposition Pursuant to Fed. R. Civ. P.
8 30(b)(6) to TMD on November 4, 2011.

10 WHEREAS, Nokia Corporation and Nokia Inc. issued a Cross Notice of Deposition
11 Pursuant to Fed. R. Civ. P. 30(b)(6) to TMD on November 22, 2011.

12 WHEREAS, the Parties have conferred to discuss the scheduling of the noticed 30(b)(6)
13 deposition.

14 WHEREAS, the upcoming depositions of TMD merit witnesses may obviate the
15 necessity of the deposition.

17 WHEREAS, in the interest of efficiency and preventing the unnecessary expenditure of
18 resources, the Parties agree to defer the scheduling of the deposition until after January 15, 2012,
19 with the deposition to take place no later than February 15, 2012.

20 WHEREAS, the Parties agree to negotiate in good faith the deposition topics identified in
21 both the deposition notice and cross notice.

22 WHEREAS, the Parties agree that nothing in this stipulation prejudices the rights of any
23 of the Parties with respect to the noticed deposition.
24
25
26
27
28

THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and among undersigned counsel, on behalf of their respective client, Plaintiffs, on the one hand, TMD on the other hand, that:

1. The discovery cutoff date of December 8, 2011 be extended for the sole purpose of the aforementioned noticed deposition, but not for any other discovery; and
2. The Plaintiffs may take the 30(b)(6) deposition of TMD on a mutually agreeable date no later than February 15, 2012.

Dated: December 8, 2011.

/s/ Valarie C. Williams
Randall Allen (State Bar No. 264067)
ALSTON + BIRD LLP
275 Middlefield Road, Suite 150
Menlo Park, California 94025
Telephone: 650-838-2000
Facsimile: 650-838-2001
Email: randall.allen@alston.com

Peter Kontio (peter.kontio@alston.com)
Valarie C. Williams (valarie.williams@alston.com)
B. Parker Miller (parker.miller@alston.com)
ALSTON + BIRD LLP
1201 West Peachtree Street
Atlanta, Georgia 30309
Telephone: 404-881-7000
Facsimile: 404-881-7777

Richard W. Stimson (rick.stimson@alston.com)
ALSTON + BIRD LLP
 Chase Tower, Suite 3601
 2200 Ross Avenue
 Dallas, Texas 75201
 Telephone: 214-922-3400
 Facsimile: 214-922-3899

Attorneys for Plaintiffs Nokia Corporation and Nokia Inc.

/s/ John R. Foote

NIXON PEABODY LLC

Karl D. Belgum

John R. Foote

One Embarcadero Center, 18th Floor

San Francisco, CA 94111

Tel: (415) 984-8200

Fax: (415) 984-8300

Counsel for Plaintiff Eastman Kodak Company

/s/ David Martinez

ROBINS, KAPLAN, MILLER & CIRESI L.L.P.

Roman M. Silberfeld

David Martinez

2049 Century Park East, Suite 3400

Los Angeles, CA 90067-3208

Tel: (310) 552-0130

Fax: (310) 229-5800

ROBINS, KAPLAN, MILLER & CIRESI L.L.P.

Elliot S. Kaplan (pro hac vice)

K. Craig Wildfang (pro hac vice)

Lauren E. Wood (pro hac vice)

800 LaSalle Avenue

2800 LaSalle Plaza

Minneapolis, MN 55402

Tel: (612) 349-8500

Fax: (612) 339-4181

Counsel for Plaintiffs Best Buy Co., Inc., et al.

/s/ Joshua Stokes

CROWELL & MORING LLP

Joshua Stokes

Jason C. Murray

515 South Flower St., 40th Floor

Los Angeles, CA 90071

Tel: (213) 622-4750

Fax: (213) 622-2690

CROWELL & MORING LLP

Jeffrey H. Howard (pro hac vice)

Jerome A. Murphy (pro hac vice)

1001 Pennsylvania Avenue, N.W.

Washington D.C. 20004

Tel: (202) 624-2500

Fax: (202) 628-5116

Counsel for Plaintiffs Target Corp., et al.

/s/ William A. Isaacson

BOIES, SCHILLER & FLEXNER LLP

William A. Isaacson (pro hac vice)
5301 Wisconsin Ave. NW, Suite 800
Washington, D.C. 20015
Tel: (202) 237-2727
Fax: (202) 237-6131

BOIES, SCHILLER & FLEXNER LLP

Philip J. Iovieno (pro hac vice)
10 North Pearl Street, 4th Floor
Albany, NY 12207
Tel: (518) 434-0600
Fax: (518) 434-0665

Counsel for Plaintiffs Electrograph Systems, Inc., et al.

WHITE & CASE LLP

By: /s/ John Chung

Christopher M. Curran (pro hac vice)

John H. Chung (pro hac vice)

Martin M. Toto (pro hac vice)

Kristen J. McAhren (pro hac vice)

WHITE & CASE LLP

1155 Avenue of the Americas

New York, NY 10036

(212) 819-8200 (telephone)

(212) 354-811 (facsimile)

Attorneys for Defendants Toshiba Corporation, Toshiba America Electronic Components, Inc., Toshiba Mobile Display Co., Ltd., and Toshiba America Information Systems, Inc.

Attestation: Pursuant to N.D. Cal. General Order 45, Part X-B, the filer of this document attests that the concurrence of the other signatories thereto has been obtained.

Dated: December 8, 2011.

By: /s/ Valarie Williams

Valarie C. Williams

[PROPOSED] ORDER

IT IS SO ORDERED

DATED this 12 day of December, 2011.
th

By: 
Hon. SUSAN ILLSTON